

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case No. 2:19-cr-53

CHIEF JUDGE EDMUND A. SARGUS, JR.

ANDREW K. MITCHELL,

Defendant.

ORDER

This matter is before the unopposed Motion to Continue the Trial Schedule. (ECF No. 21.)

Under the current scheduling order, trial is set for May 20, 2019. (ECF No. 17.)

After reviewing the Motion, the Court concludes that failure to grant a continuance would deny the parties “the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.” *See* 18 U.S.C. § 3161(h)(7)(B)(iv). As such, the Court finds that “the ends of justice served by [continuing the trial] outweigh the best interests of the public and the defendant in a speedy trial.” *See id.* § 3161(h)(7)(A). The delay caused by the continuance is properly excluded from the limits of the Speedy Trial Act. *See id.* § 3161(h).

Accordingly, the unopposed Motion to Continue the Trial Schedule (ECF No. 21) is GRANTED, and the current trial date is VACATED. The Court will promptly issue a new scheduling order.

IT IS SO ORDERED.

4-22-2019
DATE


EDMUND A. SARGUS, JR.
CHIEF UNITED STATES DISTRICT JUDGE